IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 4TH OCTOBER 2007 / 12TH ASWINA 1929

WP(C).No. 21925 of 2007(I)

PETITIONER:

P.P.MUHAMMED YASIN, S/O.MOHAMMEDKUTTY,
SECRETARY, KOOTTAYI HIGH SCHOOL COMMITTEE,
P.O.KUTTAYI, TIRUR TALUK, MALAPPURAM DISTRICT.

BY ADV. SRI.T.KRISHNANUNNI

RESPONDENTS:

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1. **STATE OF KERALA, REPRESENTED BY**
   SECRETARY, DEPARTMENT OF GENERAL EDUCATION,
   THIRUVANANTHAPURAM.

2. **THE DIRECTOR, SCERT,**
   THIRUVANANTHAPURAM, KERALA.

3. **NATIONAL COUNCIL TEACHER EDUCATION**
   SOUTHERN REGIONAL COMMITTEE,
   IST FLOOR, CSD BUILDING, HMT POST,
   BANGLORE.

4. **DIRECTOR OF PUBLIC INSTRUCTION,**
   THIRUVANANTHAPURAM.

5. **DEPUTY DIRECTOR OF EDUCATION,**
   MALAPPURAM DISTRICT.

BY ADV. SRI.M.K.CHANDRAMOHANDAS,SC,SCERT
BY GOVERNMENT PLEADER SRI. BENJAMIN PAUL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 04/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

WPC.NO.21925/2007 I

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE COMMUNICATION FROM THE SECRETARY TO GOVERNMENT TO THE PETITIONER DTD. 23/07/1988.**

EXT.P2; **COPY OF THE NORMS AND STANDARDS FOR TEACHERS EDUCATION PUBLISHED BY N C T E DTD. NIL.**

EXT.P3: **COPY OF THE REGULATIONS PUBLISHED BY N C T E DTD. 27/12/2005.**

EXT.P4: **COPY OF THE COMMUNICATION FROM N C T E DTD. 5/06/2007.**

EXT.P5: **COPY OF THE REPRESENTATION FILED BY THE PETITIONER TO THE GOVERNMENT DTD. 12/06/2007.**

EXT.P6: **COPY OF THE COMMUNICATION FROM THE 1ST RESPONDENT TO THE PETITIONER DTD. 2/07/2007.**

/TRUE COPY/

P.S.TO JUDGE

KSS

ANTONY DOMINIC, J.

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W.P.(C) No. 21925 OF 2007 I
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Dated this the 4th October, 2007

J U D G M E N T

The prayer in this writ petition is to quash Ext. P6 by which the 1st respondent declined permission to the petitioner to start classes for T.T.C from the academic year 2007-08 as the institute has not secured the NOC from the State Government for starting the course. Ext. P6 has been issued to the petitioner and two other similar institutions. Those two institutions had challenged Ext. P6 and W.P.(C) No. 23331 of 2007 was filed by M/s. C.K. Raghavan Memorial Educational & Charitable Trust, the 3rd addressee in Ext. P6. By judgment dated 8-8-2007, this Court had allowed the writ petition and held that the NOC of the State Government is not essential for granting permission. Following the aforesaid judgment of this Court this writ petition will also stand allowed quashing Ext. P6 and directing the 1st respondent to accord necessary sanction to the petitioner to start his institution at Kuttayi.

ANTONY DOMINIC
JUDGE

jan/-